

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, JANUARY 5, 1982  
AT 8:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Wilson at 10:06 a.m. The meeting was recessed by Mayor Wilson at 10:36 a.m. The meeting was reconvened by Council member Mitchell at 2:27 p.m. with Council member Williams and Mayor Wilson not present. The meeting was recessed by Deputy Mayor Killea at 3:12 p.m. into Closed Session on pending litigation in the Twelfth Floor Conference room of the City Administration Building. The meeting was reconvened by Deputy Mayor Killea at 3:36 p.m. with Mayor Wilson not present. Mayor Wilson adjourned the meeting at 5:28 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-present.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member Golding-present.
  - (4) Council Member Williams-present.
  - (5) Council Member Struiksma-present.
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Killea-present.
- Clerk-Abdelnour (bb a.m.; jb p.m.)

FILE LOCATION:  
MINUTES

\* ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:  
Mayor Wilson-present.  
Council Member Mitchell-present.  
Council Member Cleator-present.  
Council Member Golding-present.  
Council Member Williams-present.  
Council Member Struiksma-present.  
Council Member Gotch-present.  
Council Member Murphy-present.  
Council Member Killea- present.

ITEM-200: (O-82-111) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982

INTRODUCTION of an ORDINANCE amending ORDINANCE NO. O-15552 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1981-82 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by AMENDING DOCUMENT NO. OO-15552-1, as amended and adopted therein, by ADDING to the PERSONNEL AUTHORIZATION of the CITY ATTORNEY'S DEPARTMENT, LITIGATION DIVISION (04540) ONE LITIGATION INVESTIGATOR POSITION and ONE INTERMEDIATE STENOGRAPHER POSITION; TRANSFERRING the sum of \$23,904 within the GENERAL FUND 100 from UNALLOCATED RESERVE (605) to the CITY ATTORNEY'S DEPARTMENT (045) for PERSONNEL AND NON-PERSONNEL EXPENSES.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B554-C140).

MOTION BY MURPHY TO INTRODUCE. Second by Struiksma. Passed by the following vote: Mitchell-yea Cleator-yea Golding-yea Williams-yea Struiksma-yea Gotch-yea Murphy-yea Killea-yea Mayor Wilson-not present

ITEM-205: (R-82-913) DENIED

19820105

VACATING FUTURE STREET RESERVATION within LOT 2, TORREY KNOLLS PARK MAP-7991 under the procedure for the summary vacation of streets where the street to be vacated is determined to be excess right-of-way not required for street purposes.

(See City Manager Report CMR-81-467. Sorrento Valley Community area. DISTRICT-1.)

(A subdivision map is not involved.)

FILE LOCATION:

DEED F-1240 STRT J-2460

COUNCIL ACTION: (Tape location: B053-552).

MOTION BY CLEATOR TO DENY THE STREET VACATION. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-yea. Struiksma-yea.. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

ITEM-310: ADDRESS PRESENTED

19820105

Mayor's State of the City Address.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A005-390).

ITEM-311: (R-82-1036) ADOPTED AS RESOLUTION R-255617

Authorizing a SUGGESTION AWARD and making a PRESENTATION to the following employee:

William Kesemann of General Services Department - \$675.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B005-035).

MOTION BY MITCHELL TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea Cleator-yea Golding-yea Williams-not present Struiksma-yea Gotch-yea Murphy-yea Killea-yea Mayor Wilson-not present.

ITEM-312:

19820105

Four actions relative to authorizing SUGGESTION AWARDS to the following employees:

Subitem-A: (R-82-1037) ADOPTED AS RESOLUTION R-255618

Linda E. Logan - City Attorney - \$485.

Edward J. Zitter - Police Department - \$190.

Nicholas E. Haluskey - Building Inspection Department -\$155.

John E. Scott - General Services Department - \$110.

Valerie S. Smith - Risk Management - \$70.

Subitem-B: (R-82-1038) ADOPTED AS RESOLUTION R-255619

Ted Myrus - General Services Department - \$50.

Robert K. Hartnett - Fire Department - \$50.

Ted Myrus - General Services Department - \$25.

Howard C. Wagner - Fire Department - \$25.

Terrance L. O'Rourke - Fire Department - \$20.

Subitem-C: (R-82-1039) ADOPTED AS RESOLUTION R-255620

Michael A. Stephenson - Fire Department - \$20.

David C. Paules - Fire Department - \$20.

Robert N. Edgett - Police Department - \$20.

Kenneth Campoy - General Services Department - \$20.

Pamela S. Allegra - Personnel - \$20.

Subitem-D: (R-82-1040) ADOPTED AS RESOLUTION R-255621

Terri M. Holt - City Clerk - \$10.

Beverly M. Bacon and Jeanette H. VanLoon - Personnel - \$10.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B036-053).

MOTION BY MITCHELL TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-330:

19820105

Matter of REZONING LOTS 2 and 3 and portions of LOTS 6, 7, 8, 9 and 10, HURD'S ADDITION, MAP-4444 (approximately .75 acres), located on the east side of Fifth Avenue, north of Washington Street, in the Uptown Medical Complex Plan area, from ZONE R-4 to ZONES C and CO.  
(Case-5-81-078. DISTRICT-2.)  
(Planning Department recommended APPROVAL of C and CO Zoning; no opposition. Planning Commission voted 6-0 to APPROVE C and CO Zoning.)

Subitem-A: (R-82-891) ADOPTED AS RESOLUTION R-255622

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-08-25 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council;

Subitem-B: (O-82-95) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982  
INTRODUCTION of an ORDINANCE for C and CO Zoning.

FILE LOCATION: ZONE 1/5/82

COUNCIL ACTION: (Tape location: C148-455).

Hearing began at 3:36 p.m. and halted at 3:57 p.m.

Testimony in favor by Charles B. Christensen.

Testimony in opposition by Dr. Arnold L. Flick.

MOTION BY CLEATOR TO CLOSE HEARING, ADOPT SUBITEM-A AND  
INTRODUCE

SUBITEM-B. Second by Golding. Passed by the following vote:  
Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea,  
Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-331:

19820105

Matter of REZONING LOTS 15 and 16, BLOCK 203, UNIVERSITY HEIGHTS, D'HEMECOURT MAP AMENDED (approximately 7,000 sq. ft.), located at 3935 Oregon Street, in the Park Northeast Community Plan area, from ZONE C to ZONE R-3A.

(Case-5-81-080. DISTRICT-3.)

(Planning Department recommended APPROVAL of R-3A Zoning; no opposition. Planning Commission voted 6-1 to APPROVE R-3A Zoning.)

Subitem-A: (R-82-892) ADOPTED AS RESOLUTION R-255623

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-09-06 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-96) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982  
INTRODUCTION of an ORDINANCE for R-3A Zoning.

FILE LOCATION: ZONE 1/5/82

COUNCIL ACTION: (Tape location: C464-535).

Hearing began at 3:57 p.m. and halted at 4:01 p.m.

MOTION BY GOTCH TO CLOSE HEARING, ADOPT SUBITEM-A AND  
INTRODUCE

SUBITEM-B. Second by Cleator. Passed by the following vote:

Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea,  
Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor  
Wilson-not present.

ITEM-332:

19820105

Matter of REZONING LOT 1, LINDQUIST and THOMPSON SUBDIVISION, MAP-5371 (approximately 40,075 sq. ft.), located north of Othello Street, east of Convoy Street, in the Serra Mesa Community Plan area, from ZONE M-1A to ZONE M-1B.  
(Case-5-81-082 - City Initiated. DISTRICT-5.)

(Planning Department recommended APPROVAL of M-1B Zoning; no opposition. Planning Commission voted 6-0 to APPROVE M-1B Zoning.)

Subitem-A: (R-82-910) ADOPTED AS RESOLUTION R-255624

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-09-14

has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-102) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982  
INTRODUCTION of an ORDINANCE for M-1B Zoning.

FILE LOCATION: ZONE 1/5/82

COUNCIL ACTION: (Tape location: C536-D039).

Hearing began at 4:01 p.m. and halted at 4:10 p.m.

MOTION BY STRUIKSMA TO CLOSE HEARING, ADOPT SUBITEM-A AND INTRODUCE SUBITEM- B. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-333:

19820105

Matter of AMENDING ARTICLE 1, DIVISION 4, SECTION 101.0407 (R-1 ZONES) and ARTICLE 1, DIVISION 7, SECTION 101.0750 (TEMPORARY OFF-PREMISES SUBDIVISION SIGNS) of the San Diego Municipal Code to make the following changes:

1 - Require that a temporary real estate sales office or model home be no less than 100 feet from a dwelling unit not in the same subdivision unless the Zoning Administrator approves a variation as part of the subdivision sign permit;

2 - Allow three flags per model home as identification within the subdivision;

3 - Allow freestanding signs to measure up to 16 feet where 12 feet is permitted, and allow the subdivision identification (sales office) sign to be located on a lot in the subdivision other than the sales office lot, both by

Conditional Use Permit granted by the Zoning Administrator; and

4 - Add a clause to insure new condominium prospects remove all subdivision sales signs within a time period similar to that required in a standard subdivision.

(Planning Department recommended APPROVAL of the amendments; was opposition. Planning Commission voted 6-1 to APPROVE the amendments on 7/30/81. Planning Commission voted 7-0 to APPROVE the revised amendments on 10/15/81.)

Subitem-A: (O-82-91) INTRODUCED AS AMENDED, TO BE ADOPTED  
JANUARY 18, 1982

Introduction of an Ordinance AMENDING SECTION 101.0407 of the Municipal Code.

Subitem-B: (O-82-92) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982  
INTRODUCTION of an ORDINANCE AMENDING SECTION 101.0750 of the Municipal Code.

COMMITTEE ACTION: Reviewed by TRANSPORTATION AND LAND USE COMMITTEE (TLU) on 9/29/81. Recommendation to ADOPT the Ordinances. Districts 3, 4 and 7 voted yea. Districts 1 and 5 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D041-E015).

Motion by Struiksma to refer the item back to Committee. Second by Gotch. Withdrawn.

MOTION BY GOLDING TO CLOSE THE HEARING, INTRODUCE SUBITEM-B AND INTRODUCE SUBITEM-A AS AMENDED BY INSERTING THE WORD "FIRST" IN PLACE OF "LAST" ON PAGES 2 AND 4, AND INTERLINEATE ON PAGE 3 AT END OF PARAGRAPH C THE STATEMENT, "PROVIDING THERE IS MADE A WRITTEN FINDING OF HARDSHIP BY THE ZONING ADMINISTRATOR." Second by Cleator. Passed by the following vote: Mitchell-nay, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-334: (O-82-73) CONTINUED TO JANUARY 11, 1982

Introduction of an ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 7 of the San Diego Municipal Code by AMENDING SECTION 101.0763 relating to ADVERTISING DISPLAY AREAS.

(Planning Department recommended APPROVAL of the amendment. No Planning Commission action was required on this item.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E014-090).

Hearing began at 4:50 p.m. and halted at 4:58 p.m.

MOTION BY MURPHY TO CONTINUE TO JANUARY 11, 1982 AND DIRECT THE PLANNING DEPARTMENT TO PROVIDE THE COUNCIL WITH A REPORT DESCRIBING IN MORE DETAIL WHAT IS ENTAILED IN THIS PROPOSED ORDINANCE AND ITS EFFECT. ALSO INCLUDE A WRITTEN REPLY TO COUNCIL MEMBER MITCHELL'S

QUESTIONS. Second by Gotch. Passed by the following vote: Mitchell-yea Cleator-yea Golding-yea Williams-not present Struiksma-yea Gotch-yea Murphy-yea Killea-not present Mayor

Wilson-not present.

ITEM-335:

19820105

Matter of REZONING a portion of the RESUBDIVISION OF FANITO RANCHO, MAP-1703 (approximately .74 acres), located adjacent to the Mast Boulevard extension at the entrance to the Sycamore Canyon Landfill site, in the Elliott Community Plan area, from ZONE R-1-40 to ZONE A1-1.

(Case-5-81-067. DISTRICT-7.)

(Planning Department recommended DENIAL of A1-1 Zoning; was opposition. Planning Commission voted 5-0 to APPROVE A1-1 Zoning.)

Subitem-A: (R-82-1022) ADOPTED AS RESOLUTION R-255625

Adoption of a RESOLUTION certifying that the information contained in County of San Diego ENVIRONMENTAL NEGATIVE DECLARATION END-80-OT-16 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council;

Subitem-B: (O-82-109) INTRODUCED, TO BE ADOPTED JANUARY 18, 1982  
INTRODUCTION of an ORDINANCE for A1-1 Zoning.

FILE LOCATION: ZONE 1/5/82

COUNCIL ACTION: (Tape location: E110-180).

MOTION BY MURPHY TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-yea.

\* ITEM-UC-5: (R-82-0000) CONTINUED TO JANUARY 11, 1982

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

The matter of renovating the Santa Fe Depot.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E186-535).

Motion by Mitchell to approve the request by Maureen O'Connor, Chairman of the Metropolitan Transit Development Board, to permit MTDB to sign the Memorandum of Understanding with CALTRANS. No



Second

MOTION BY KILLEA TO CONTINUE TO JANUARY 11, 1982 AT HER REQUEST.

Second by Golding. Passed by the following vote: Mitchell-nay

Cleator-yea Golding-yea Williams-not present Struiksmayea

Gotch-yea Murphy-yea Killea-yea Mayor Wilson-yea.

\* ITEM-CS1: (R-82-1062) ADOPTED AS RESOLUTION R-255626

A Resolution adopted by the City Council in Closed Session  
on January 5, 1982:

Authorizing the City Manager to pay the sum of \$7,000 in  
settlement of each and every claim against the City of San  
Diego resulting from property damage to University Properties.  
Authorizing the City Auditor and Comptroller to issue one check  
in the amount of \$7,000 made payable to University Properties  
I, in full settlement of all claims.

FILE LOCATION:

MEET

\* ITEM-CS2: (R-82-1121) ADOPTED AS RESOLUTION R-255627

A Resolution adopted by the City Council in Closed Session  
on January 5, 1982:

Authorizing the City Manager to pay the sum of \$35,000 in  
settlement of Superior Court Case No. 454839, Connie Reid and  
Horace Charles Wells vs City of San Diego resulting from the  
fatal injuries to their daughter, Patricia Wells. Authorizing  
the City Auditor and Comptroller to issue one check in the  
amount of \$35,000 made payable to Connie Reid and Horace  
Charles Wells and their attorney, Gerald Davee.

FILE LOCATION:

MEET

ADJOURNMENT:

The meeting was adjourned by Mayor Wilson at 5:28 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E550-582).

MOTION BY KILLEA TO ADJOURN IN HONOR OF THE MEMORY OF VICTOR  
BUONO. Second by Golding. Passed by the following vote:  
Mitchell-yea Cleator-yea Golding-yea Williams-not present  
Struiksmayea Gotch-yea Murphy-yea Killea-yea Mayor Wilson-yea.